

The Minutes of a 'Regular' meeting of the City
Council.

Austin, Texas, January 6, 1890.

Hon. John McDonald, Mayor, presiding.

Roll Call. Present - Aldermen - Anderson, Assmann, Bolland, Carlsten,
Graham, Jaekson, Jones, Linn, Motsz, Morris,
Newton, Nitschke, North, Phillips, Platt,
Schneider, Schubert, Townsend, Ziller - 19.
Absent - Alderman - Hume - 1.

Minutes. The minutes of the meetings of the City Council
which were held on the 18th and 28th days of Octo. 1889,
were adopted as printed.

C. Menros Application for position as porter at city hall was
received from Ellis' memo., also a petition from
citizens requesting his appointment. No action
was taken on the application or petition.

Parish. Petitions from citizens asking that the sidewalks in
front of what is known as the Parish property,
on West 6th street, be properly repaired, was pre-
sented and read, and referred to the Committee on
streets and alleys.

C. Schueremeyer Application to lease a portion of River Walk, was
received from L. Schueremeyer, and read and re-
ferred to the Committee on streets and alleys.

Heisler light. Alderman Linn, by request, presented a proposition
from the Heisler Electric Light Co., of St Louis,
Mo., to furnish the city with a complete Heisler
Electric plant, with a capacity of 500 incandescent
lights of 32 candle power each, for \$6,500, payable
in six years. (Referred to the Committee on Water
and Light).

H. Pierce Alderman Nitschke presented claim of Henry
Pierce for money which he paid to the city
by mistake, for a lot which had been sold to the
city for taxes. (Referred to the Committee on claims
and accounts).

Ed. Crary. The official bond of Ed Crary, Street Commissioner,
was presented, and the names of the sureties thereon
read. It was then referred to the City Attorney for

report as to its legal form. He reported it as being in legal form, and it was, on motion, approved.

Report of Officers.

Fin. Report of the city treasurer from Dec. 1, 1889, to Jan'y. 6, 1890:

(Balance Dec. 31)	\$133,723.81
Receipts to Jan'y. 6	5,672.65
Total \$14,396.49	

Disbursements:

Paid Warrants and interest on bonds	\$111,233.02
(Balance Jan'y. 6)	5,163.47
Total	\$14,396.49

Referred to finance Committee.

(Phys.) The report of the city physician for the month of December, 1889, was read, and referred to the hospital committee.

Sexton. Report of the city sexton for the month of December, 1889:

Total number of deaths	22
White	15
Colored	7

Referred to the Cemetery Committee.

The sexton also submitted a report showing the necessity for certain repairs and additional burying ground for colored paupers. Referred to the Cemetery Committee.

Clerk. The city clerk's report of warrants for the month of December, 1889, was read and referred to the finance Committee. It fixes the amount issued at \$6,102.79.

Marshal. Report of the city marshal for the month of December, 1889:

Total amount of fines and costs assessed in the Recorders Court during the month	\$501.05
Collected in Cash	\$179.30
Wanted out	203.80
Escaped	22.80
Carried forward	95.15
Total	\$501.05

Balance fines collected \$260.10.

Arrests 51.

Referred to police Committee.

Bunditt. Alderman Phillips presented a claim from S. A. Bunditt for \$6.50, being balance due him from sale of cows at the city's pound. It was referred to the Committee on Claims and Accounts.

Election An Ordinance entitled "An Ordinance to provide for the printing and distributing election ballots by the City of Austin, to regulate voting at city and Ward elections in the City of Austin, and to amend article 254 of the revised Civil Ordinances of the City of Austin", was taken up on its second reading and read, after which a motion was made to suspend the rules and place the ordinance on its third reading, which was adopted by a vote of two-thirds of the whole Council. The ordinance was then read a third time, and, on motion, passed.

Printing Alderman Linn introduced a resolution authorizing and directing the Committee on printing to advertise and invite bids for furnishing stationery for the use of the City; also for doing the City's job and newspaper printing from January 1st to Dec. 1st 1890. It was passed under suspension of the rules.

Salaries. Alderman Anderson introduced an ordinance appropriating the sum of \$3,200 for the purpose of paying salaries of officials and regular employees of the City of Austin for the month of Jan'y 1890. It was read first time, and under suspension of the rules was read a second and third time, and passed by the following vote:

Yea, Aldermen - Anderson, Assmann, Boland, Carleton, Graham, Jackson, Jones, Linn, Metz, Morris, Newton, Nitschke, North, Phillips, Platt, Schneider, Schubor, Townsend, Zeller - 19.

Interest. Alderman Anderson also offered an ordinance appropriating the sum of \$5,200 for the purpose of paying the interest on the bonded debt of the City of Austin, due Jan 1-1890. It was read first time, and under suspension of the rules was read second and third time, after which it was passed by the following vote: Yea - Aldermen - Anderson, Assmann, Boland, Carleton, Graham, Jackson, Jones, Linn, Metz, Morris, Newton, Nitschke,

North, Phillips, Platt, Schneider, Schubert,
Townsend, Giller - 19.

Alderman Anderson also presented an Ordinance, entitled "An Ordinance appropriating the sum of \$7,589.77 for the purpose of paying approved accounts". It was read first time, and under suspension of the rules was read a second and third time, after which it was passed by the following vote:

Yea - Alderman - Anderson, Assmann,
Boland, Carleton, Graham, Jackson, Jones,
Linn, Metz, Morris, Newton, Nitschke,
North, Phillips, Platt, Schneider, Schubert,
Townsend, Giller - 19.

Charity.

Alderman Platt introduced an Ordinance, entitled "An Ordinance appropriating the sum of \$500, to be used for charitable purposes". It was read first time, after which a motion was made to suspend the rules and place it on its second reading. The motion was lost.

Yea - Aldermen -
Anderson, Assmann,
Boland, Carleton, Graham, Jackson, Jones,
Metz, Newton, North, Phillips, Platt,
Schubert - 13.

Nays - Aldermen - Linn, Morris,
Nitschke, Townsend, Giller - 5.

E.A.H.C. ✓ Alderman Phillips presented an Ordinance, entitled "An Ordinance, appropriating the sum of \$800 for the cost of plans and building for East Austin Hose Company, No. 4." It was read first time, after which Alderman Schubert moved to refer it to the fire committee.

Alderman Giller moved to amend the motion made by Alderman Schubert, by referring the Ordinance to the board of fire Commissioners. Alderman Phillips made the point of order that the amendment was out of order, and stated as a reason, that the city Council has no power to refer questions coming before it, except to Committees composed of

of members of the City Council, and cited rule 7 of the rules of Order of the City Council, to sustain his point.

The Mayor decided the point of Order was not well taken.

Alderman Phillips then appealed to the Council, and the Mayor put the question: "Shall the decision of the Chair be sustained?" which was decided in the affirmative by the following vote:

^{Yea,} Aldermen
Anderson, Assmann, Boland, Carlton, Jackson,
Jones, Linn, Metz, Morris, Kitschke, North,
Schneider, Schuber, Townsend, Giller - 15.
^{Nay,} Aldermen - Newton, Phillips, Platt - 3.
The question then recurring on the adoption
of the amendment, it was carried.

Cows. Alderman Carlton introduced an Ordinance, entitled "An Ordinance, to be entitled An Ordinance to amend article 121, and to repeal article 137 of the revised penal Ordinances of the City of Austin." (It is what is known as the Cow Ordinance.) The Ordinance was read and referred to the Committee on Ordinances.

Alderman Graham was excused for twenty minutes.

Alderman Morris presented the following named ordinance, which was read, and on motion, ordered to be printed in the minutes of the Council, and to be laid over until the next meeting of the Council:

Elections. ^{"An Ordinance}
to prevent electioneering with voters at or
within one hundred yards of the polls on the
day of any election".

Carts. Alderman Kitschke, by request, introduced an Ordinance entitled "An Ordinance making appropriation to build Scavenger Carts for use of the City." It was read first time, after which a motion was made to suspend the rules and place it on its second reading, which was lost by the following vote:

^{Yea,} Aldermen - Assmann,

Boland, Carleton, Jackson, Jones, Linn, Newton,
Kitschke, Phillips, Platt, Schubel, Townsend,
Giller. 13.

Nays- Alderman- Anderson, Metz Morris,
North, Schneider - 5.

Pro H. 11: Alderman Linn introduced an ordinance entitled "An Ordinance appropriating the sum of \$3,500 for the cost of plans and building for Protection Hose Co. No. 3." It was read and referred to the board of fire Commissioners.

Alderman Graham returned to the Council.
Alderman Morris, by request, offered an ordinance entitled "An Ordinance appropriating the sum of \$3060.35 to pay a judgment against the City in favor of S. E. Emerich". It was read first time. Alderman North then moved to refer it to the finance Committee. The motion was lost.

Yea- Aldermen-

Carleton,
Linn, Morris, Kitschke, North, Schneider,
Schubel - 7.

Nays- Aldermen-

Anderson, Assmann, Boland,
Graham, Jackson, Jones, Metz, Newton,
Phillips, Platt, Townsend, Giller - 12.

A motion was then made to suspend the rules and place the ordinance on its second reading, which prevailed by the following vote:

Yea- Aldermen-

Anderson, Assmann, Boland,
Graham, Jackson, Jones, Linn, Metz,
Morris, Newton, Kitschke, Phillips, Platt,
Townsend, Giller - 15.

Nays Aldermen- Carleton, North, Schneider,
Schubel - 4.

The ordinance was then read a second time after which a motion was made to suspend the rules and place it on its third reading. The motion was rejected.

Yea- Aldermen- Anderson, Assmann,
Boland, Graham, Jackson, Jones, Metz, Newton
Kitschke, Phillips, Platt, Townsend, Giller - 13.

Nays- Alderman- Carleton, Linn, Morris, North,
Schneider, Schubert - 6.

Alderman Linn then moved to reconsider the vote
by which the ordinance failed to pass at its third
reading. Adopted.

The motion was then renewed to suspend the rules
and place the ordinance on its third reading, and
was again rejected by the following vote:

"Yea" - Aldermen
Anderson, Assmann, Roland, Graham, Jackson
Jones, Linn, Metz, Morton, Phillips, Platt,
Townsend, Ziller - 13.

Nays- Aldermen -

Carleton, Morris,
Kitschke, North, Schneider, Schubert, 6.

City Natl. Bank. Alderman Morris presented an ordinance
entitled "An Ordinance granting leave to the
City National Bank of the City of Austin to build
the tower and steps of its new building now
being built on Congress Avenue, as the same
are now being built so as not to encroach
on the sidewalks of the city more than fourteen
inches". It was read first time, and under
suspension of the rules was read a second and third
time and passed by a vote of 15 to 4.

C.C. Palmer Alderman Morris moved to proceed to the
election of a sergeant of police. Carried.

The mayor, by request of the marshal, nominated
C. C. Palmer for the office.

Alderman Phillips then moved that no nomination
be closed, and that the city clerk be instructed to
cast the vote of the Council for C. C. Palmer
for sergeant of police.

The motion prevailed and the vote was cast.
The mayor then declared C. C. Palmer duly
elected sergeant of police for the City of Austin
for the ensuing term.

Alderman Morris then moved to proceed
to the election of a day police clerk. Lost.

Police memorandum. The mayor, by request of the marshal, then made
the following nominations for police officers
of the city: Miss McCashin, T. J. Flum,

H. Montgomery, John Chemerville, J. E. Kennerly, J. J. Campbell, E. C. Folwell, Wm. Darnell, J. D. Platt, O. H. Gibson, D. C. Pace, W. W. Hornsby, J. V. Agee, J. W. Bell, S. W. McKinley, (Col).

Alderman Morris then nominated J. V. B. Davis, W. B. Allen, and Louis Morris.

Alderman Schuler nominated W. H. Shelley, and Alderman Anderson nominated J. V. A. Cato.

Alderman Linn nominated Monroe Sawyer.

Alderman Phillips nominated Henry Madison.

Alderman Morris moved that a vote of a majority of all the members present be necessary to elect, and that if over fifteen nominees receive a majority, that the fifteen receiving the largest majorities be declared elected. Adopted.

The mayor appointed Aldermen Nitschke, Linn and North as tellers, and ordered ballots prepared. The vote was cast and duly canvassed, and the tellers reported the result as follows:

E. C. Folwell, 19. W. W. Hornsby, 19. Neil McCashin, 18.
O. H. Gibson, 18. J. J. Campbell, 17. J. E. Kennerly, 16.
J. D. Platt, 16. P. J. Plumb, 15. H. Montgomery, 15.
D. C. Pace, 15. J. W. Bell, 14. W. B. Davis, 14.
W. A. Cato, 13.

Louis Morris, 13. Monroe Sawyer, 12.
Wm. Darnell, 10. John Chemerville, 9. W. B. Allen, 7.
W. H. Shelley, 6. S. W. McKinley, 5. J. V. Agee, 4.
The mayor then declared E. C. Folwell, W. W. Hornsby, Neil McCashin, O. H. Gibson, J. J. Campbell,
J. E. Kennerly, J. D. Platt, P. J. Plumb,
H. Montgomery, D. C. Pace, J. W. Bell,
W. B. Davis, W. A. Cato, Louis Morris,
Monroe Sawyer duly elected policemen of the
City of Austin for the ensuing term.

On motion, the Council then adjourned.

Milton Morris,
City Clerk.

Accessory to
elect.

Tellers.

Policemen
Elected.